

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

COURTROOM PROCEEDINGS

The court met in its courtroom at 1:30 P.M. Present: Honorable Steven M. Vartabedian, Acting Presiding Justice; Honorable Timothy S. Buckley, Associate Justice; Honorable Betty L. Dawson, Associate Justice Pro Tem; and Eve Sproule, Court Administrator/Clerk, by Diana Monopoli, Deputy Clerk.

F033787 People v. Dibenedict

Cause called and argued by Susan Keiser, Esq., counsel for appellant and by Jean Marinovich, Deputy Attorney General, counsel for respondent.

Cause ordered submitted.

Court recessed until Friday, July 13, 2001 at 10:00 A.M.

F036521 People v. Pena

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F036521 People v. Pena

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034926 People v. Madden

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

F035232 People v. Fernandez

Oral argument having been waived in the above-entitled case in accordance with the provisions of a notice mailed to counsel, the calendar date heretofore set is vacated and the case is submitted for decision.

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F036189 People v. Gutierrez

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F036455 People v. Milbourn

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F036455 People v. Milbourn

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F036189 People v. Gutierrez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F037957 Danelle T. v. The Superior Court of Kern County, Kern County Department of Human Services

To the extent the mother did not authorize the filing of either the May 4, 2001, original petition for extraordinary writ or the June 12, 2001, supplemental petition for extraordinary writ, this action is dismissed as abandoned.

In the alternative, if the above referenced petitions were authorized by the mother, they are both denied.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F033298 Central Upland Development, Inc. et al. v. Clovis Community Bank et al.

IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed. Buckley, J.

We concur: Vartabedian, Acting P.J.; Dawson, Pro Tem J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034188 People v. Estrada

The judgment is affirmed with modifications. Buckley, J.

We concur: Vartabedian, Acting P.J.; Dawson, Pro Tem J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F033068 People v. Tedeschi

The judgment is affirmed. Dibiaso, Acting P.J.

We concur: Buckley, J.; Wiseman, J.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F034458 People v. Dixon, Jr.

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F036168 People v. Alavi

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F036168 People v. Alavi

The judgment is affirmed. The case is remanded to the superior court for recalculation of all presentence credits pursuant to section 2900, et seq. The superior court shall strike the imposition of the section 1202.45 restitution fine.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN THE
Court of Appeal of the State of California

IN AND FOR THE
Fifth Appellate District

F038076 Matthew S. v. The Superior Court of Fresno County; Fresno Co. Dept. of Children and Family Services.

The petition for extraordinary writ is denied. This opinion is final forthwith as to this court.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F036841 People v. Azevedo

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F036841 People v. Azevedo

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035715 People v. Chavez

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

F035124 People v. Osborn

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F035124 People v. Osborn

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]

IN THE

Court of Appeal of the State of California

IN AND FOR THE

Fifth Appellate District

F037346 People v. Defonseka

Appellant having filed an abandonment and/or request for dismissal of appeal, IT IS HEREBY ORDERED that the appeal in the above-entitled action is dismissed.

F037356 In re Terrie J., a Minor

Counsel having failed to request oral argument in the above-entitled case, oral argument is deemed waived in accordance with the provisions of a notice heretofore mailed to counsel and the cause is submitted.

F037356 In re Terrie J., a Minor

The judgment is affirmed.

By the Court.

[NOT TO BE PUBLISHED IN OFFICIAL REPORTS]